

Multnomah County Official Records
R Weldon, Deputy Clerk

2011-136599



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Plu K. Calvert

CITY OF PORTLAND
Office of the City Auditor
1221 SW Fourth Avenue, Room 140
Portland, OR 97204-1900

I hereby certify this Ordinance No. 184995 to be a complete and exact copy of the original as the same appears on file and of record in my office and in my care and custody on December 2, 2011.

LaVonne Griffin-Valade
Auditor of the City of Portland
By *[Signature]*
Deputy

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ORDINANCE No. 184995

Designate a portion of City property owned in fee title located at 2700 SE Tacoma St as public right-of-way and assign it to the Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland owns property in fee title located at 2700 SE Tacoma Street, also referenced as 1S1E24C, Tax Lot 200.
2. The property was acquired from private property owners in Book 128, Page 370 recorded August 14, 1964, Multnomah County Deed Records.
3. The property is currently improved as street and is being used as such but was never designated as public right-of-way and therefore still mapped and classified as a City fee-owned parcel with Multnomah County Assessor's Office.
4. Street improvements are in the public's best interest and are consistent with the City's policy; therefore, the property should be designated as public right-of-way and assigned to the Bureau of Transportation.
5. There is minimal cost for staff time for the transfer of the property rights, likely not exceeding \$500. Funds are available in the Transportation Operating Fund, FY 2011-12 Budget, Account No. 9TR000000116.

NOW, THEREFORE, the Council directs:

- a. The following described City property is hereby designated as public right-of-way and assigned to the Bureau of Transportation:

That parcel of land as described in Book 128, Page 370, recorded September 15, 1964, Multnomah County Deed Records attached as Exhibit A and depicted on Exhibit B attached hereto and by this reference made a part hereof.

- b. The Auditor shall return a certified copy of this Ordinance to the Right-of-Way Acquisition Section, Bureau of Transportation, for recording in the Multnomah County Deed Records; Right-of-Way Acquisition shall return the original recorded Ordinance to the Auditor.

Passed by the Council, NOV 16 2011

Mayor Sam Adams
Prepared by: Dee A. Walker; slg
Date Prepared: Sept. 29, 2011
RWA # 9000-3

LaVonne Griffin-Valade

Auditor of the City of Portland

By

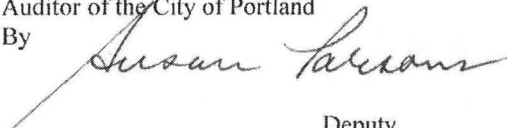

Deputy

EXHIBIT "A"

WARRANTY DEED

BOOK 128 PAGE 370

KNOW ALL MEN BY THESE PRESENTS that BUREN L. KAYS and MINNIE KAYS, husband and wife, and HARRY L. YAGER and BESS YAGER, husband and wife, hereinafter called Grantors, in consideration of the sum of Twenty-three Thousand Seven Hundred and no/100 Dollars (\$23,700.00), to Grantors paid by The City of Portland, Oregon, a Municipal Corporation, hereinafter called the Grantee, do hereby grant, bargain, sell and convey unto the said Grantee, its successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the State of Oregon and the county therein named below, described as follows, to wit:

A tract of land in Section 24, Township 1 South, Range 1 East of the Willamette Meridian, in the City of Portland, County of Multnomah and State of Oregon, described as follows: Beginning in the south line of S. E. Tenino Street (as platted as "A" street in The Town of Willsburg) which point is North 81° 32' 30" East 25.00 feet, along the southerly line of S. E. Tenino Street, from the easterly line of a 60-foot railroad right of way of the Southern Pacific Company (formerly the right of way of the Portland and Oregon City Railway Company); thence South 9° 10' East parallel to said Railway right of line, 50.00 feet to a point; thence North 81° 32' 30" East parallel to the south line of said S. E. Tenino Street, 314.27 feet, more or less, to the intersection with the westerly line of that certain tract recorded October 26, 1955, in P. S. Deed Book 1752 at page 313; thence North 69° 44' West along said westerly line, 102.32 feet, more or less, to the intersection with the southerly line of Southeast Tenino Street; thence South 81° 32' 30" West along said southerly line, 225.00 feet to the point of beginning, RESERVING UNTO the grantors an easement for the purposes of access to their property lying southerly of the hereinabove described tract which easement shall be over and across the surface of the westerly 35 feet of the tract hereinabove described.

Grantors do acknowledge that it is the Grantors' intention to convey to the Grantee all rights of access to the Grantors' remaining property southerly of the tract hereinabove described, except the reservation as hereinabove described over the westerly

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41227

SEP 15 1964

BOOK 128 PAGE 371

thirty-five feet of such tract, it being acknowledged that such rights or any claim for severance damages to the remainder of Grantors' property are intended to be conveyed herein as part of the consideration for the purchase price to be paid by Grantee.

TO HAVE AND TO HOLD the above-described and granted premises unto the said Grantee and Grantee's Successors and Assigns forever.

And said Grantors hereby covenant to and with said Grantee and Grantee's Successors and Assigns that Grantors are lawfully seized in fee simple of the above-granted premises, free from all encumbrances and that Grantors will and Grantors' heirs, executors and administrators shall warrant and forever defend the above-granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

WITNESS Grantors' hands and seals this 14th day of

August, 1964.

APPROVED AS TO FORM

Alexander H. Baughman
CITY ATTORNEY

Burch T. Kays (SEAL)

Burch T. Kays (SEAL)

Burch T. Kays (SEAL)

Minnie Kays (SEAL)

STATE OF OREGON

County of Multnomah } SS

Personally appeared the above-named BUREN L. KAYS and MINNIE KAYS, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

William F. Stanley
Notary Public for Oregon

My Commission expires: 5-31-68

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SEP 15 1964

184995

STATE OF OREGON }
County of Multnomah } SS

BOOK 128 PAGE 372

Personally appeared the above-named HARRY L. YAGER and
BESS YAGER, husband and wife, and acknowledged the foregoing
instrument to be their voluntary act and deed.

Before me:

Walter T. Stanley
Notary Public for Oregon

My Commission expires: 5-31-68

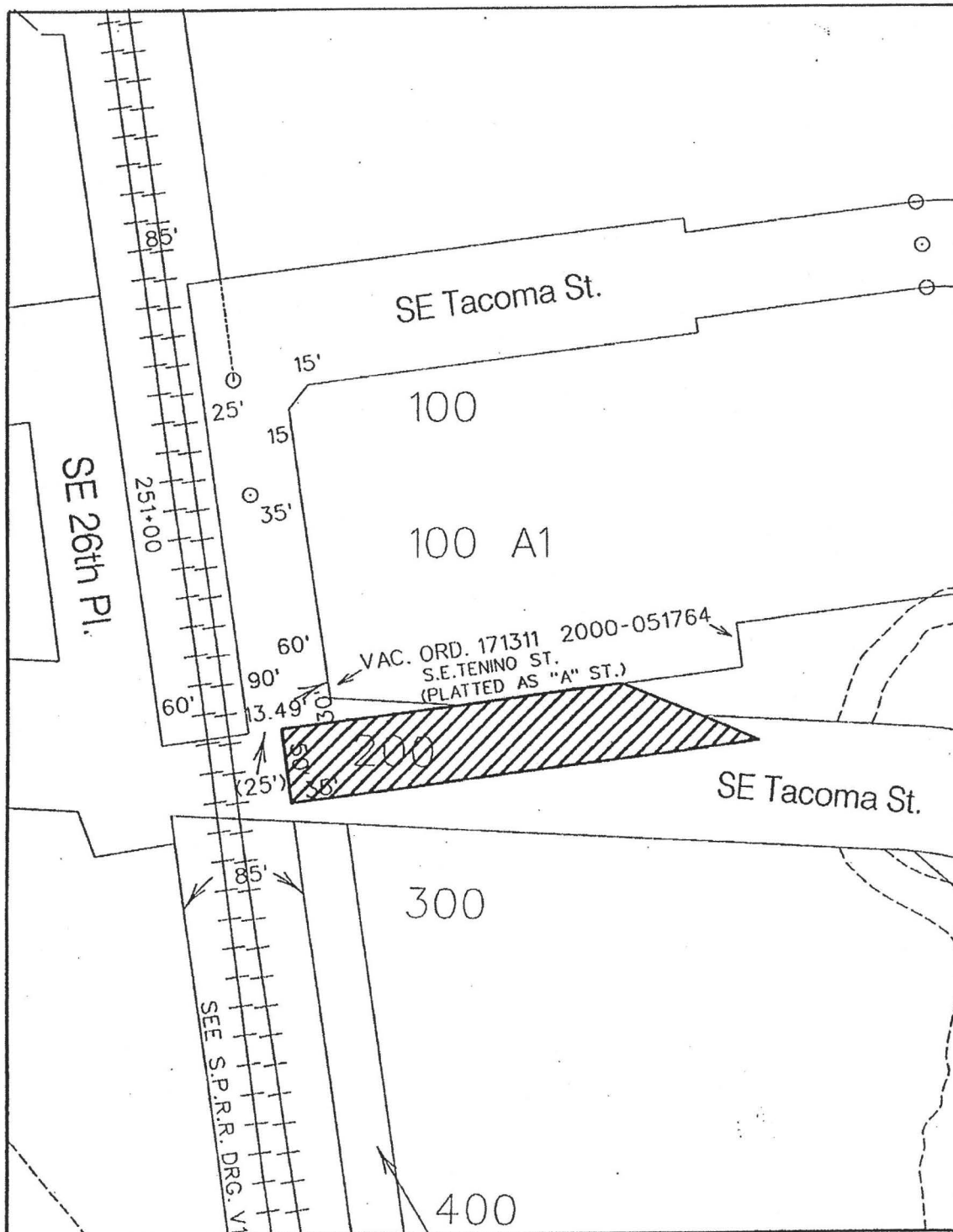


Page 3 - Warranty Deed.

(SEAL) DOCUMENT 41227 RECORDED SEP 16 1964 4:34 P.M. SI

SEP 15 1964


Exhibit B



SE Tacoma St. east of SE 26th Pl.

Legal: Tax Lot 200

R/W: 9000-3 ¼ Section: 3833 Section: 1S1E24C

 Area to be designated and assigned

N
+
Scale: 1" = 100'